# WISCONSIN STATE LEGISLATURE COMMITTEE HEARING RECORDS

### 2003-04

(session year)

### Assembly

(Assembly, Senate or Joint)

### Committee on Colleges and Universities (AC-CU)

(Form Updated: 11/20/2008)

### **COMMITTEE NOTICES ...**

- Committee Reports ... CR
- Executive Sessions ... ES
- Public Hearings ... PH
- Record of Comm. Proceedings ... RCP

# INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL ...

Appointments ... Appt

### Name:

- Clearinghouse Rules ... CRule
- Hearing Records ... HR (bills and resolutions)

  \*\*03hr\_ab0344\_AC-CU\_pt01
- Miscellaneous ... Misc

### **Vote Record**

### Committee on Colleges and Universities

Date:				
Bill Number: 0/66/				
Moved by: Rocan	Seconded by:	Na	55	
Motion:				
		······································		
Committee Member	<i>I</i> 45∤4 <b>Aye</b>	No	Absent	Not Voting
Representative Rob Kreibich		$\boxtimes$		
Representative Mark Gottlieb	Ø			
Representative Gregg Underheim	V			
Representative Stephen Nass	X			
Representative Suzanne Jeskewitz		M		
Representative Judy Krawczyk	K			
Representative Debra Towns		М		
Representative Jennifer Shilling	Á			
Representative Mark Pocan	Ď			
Representative Larry Balow	Ø			
Representative Spencer Black	K			
Representative Marlin Schneider		Ŋ		
		, profession		
Total	als: 8	- In the second		Model for Administration and American
Passage As Aunal				
lack / Balow				

### **Vote Record**

### Committee on Colleges and Universities

Date: 3 Sur 2003  Bill Number: 344 mchingoco  Moved by: 4 Mother Underhelm Sec  Motion:	ೇಷ/ conded by	. Sw	winden	
Committee Member	<u>Aye</u>	<u>No</u>	Absent	Not Voting
Representative Rob Kreibich				
Representative Mark Gottlieb	otin			
Representative Gregg Underheim	$\square$			
Representative Stephen Nass		X		
Representative Suzanne Jeskewitz	X			
Representative Judy Krawczyk		Ø	凶	
Representative Debra Towns	Ø			
Representative Jennifer Shilling	×			
Representative Mark Pocan		Ø		
Representative Larry Balow	$oldsymbol{\boxtimes}$	Ĺ		
Representative Spencer Black	囟			
Representative Marlin Schneider	Ø			
Totals:	9	2		

### Vote Record

### **Committee on Colleges and Universities**

Date: Jul 1 2003 Moved by: Pocus	 Seconded I	oy: Sulla	79		
AB 0677// SB_		Clearingh	ouse Rul	e	
- ugh					
AR SR_		Other			·
A/S Amdt					
A/S Amdt	to A/S Amdt		****		
A/S Sub Amdt					
A/S Amdt		***************************************			
A/S Amdt	to A/S Amdt		to A	/S Sub Amdt	
Be recommended for: Passage		Concurren Nonconcu		□ Indefinite Po	ostponement
Committee Member		<u>Aye</u>	<u>No</u>	Absent	Not Voting
Representative Rob Krei	bich		$\Box$		
Representative Mark Got	tlieb		Ż		
Representative Gregg Ur	nderheim		$\boxtimes$		
Representative Stephen	Nass		X		
Representative Suzanne	Jeskewitz		$\boxtimes$		
Representative Judy Kra	wczyk		X		
Representative Debra To	wns		X		
Representative Jennifer	Shilling	Ø			
Representative Mark Poo	an	X			
Representative Larry Bal	ow	V			
Representative Spencer	Black	X			
Representative Marlin Sc	hneider	Æ			
	Totals	s: <u>\$</u>	权		

Page 1 of 1

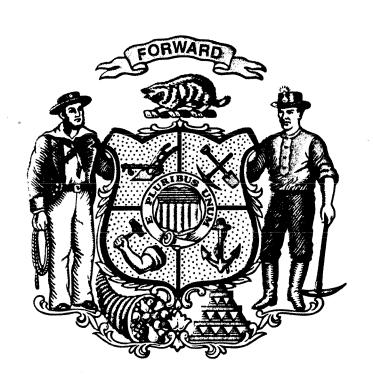
☐ Motion Carried

Motion Failed

Vote Record Introduct UNGaran Court

Committee on Colleges and Universities 12-0

Date: JUNE 1/ 2003	18344				
Moved by:		oy:		······································	
AJRS	3 JR	Appointme	nt	)	
A/S Amdt	to A/S Sub Amdt to A/S Amdt  Confirmation		to A/	S Sub Amdt _ Indefinite P	
Committee Member Representative Rob Kro Representative Mark G Representative Gregg Representative Stepher Representative Suzann Representative Judy Kro Representative Debra To Representative Jennife Representative Mark Po Representative Larry B Representative Spence Representative Marlin S	ottlieb  Jnderheim  n Nass le Jeskewitz rawczyk  Towns r Shilling locan alow er Black	Aye D D D D D D D D D D D D D D D D D D D		Absent	Not Voting
	Totals	s: <u>1</u> 2	0		



#### Hub, Brad

From: Sent:

Fonfara, Tom J. [TF2@quarles.com]

To:

Monday, May 12, 2003 3:18 PM

Subject:

doug.mell@ecpc.com Meningitis Legislation

Hi Doug!

Great talking with you this afternoon! Give my regards to Gary when you see him.

Thanks for talking with me about the Meningitis legislation. Delighted to hear you are doing a story on this this week! I'm going to send you some additional background information in a separate email.

You asked for a name of a family member who you, or your staff, could speak with to offer their perspective. I've been working with Gail Bailey, of Jefferson, Wisconsin, whose son Eddy died last Fall while a student at Madison. Gail is reachable at:

Gail F. Bailey
Business Instructor
MATC-Watertown
1300 West Main Street
Watertown, WI 53098
920-206-8011
gbailey@matcmadison.edu
gailbailey@charter.net

Given the number of deaths in the last couple years at UWEC, UWRF, and others, there should be plenty of local interest in this important topic! The reluctance of the UW system to face up to this terrible disease is embarassing and shameful.

Thanks again!

Tom Fonfara

#### Hub, Brad

From:

Fonfara, Tom J. [TF2@quarles.com]

Sent:

Monday, May 12, 2003 2:57 PM

To:

Hub, Brad

Cc:

Baas, Steve

Subject: FW: FW: Meningitis

Hi Brad,

Please see the email below, and please share it with Rep. Kriebich.

Thank you!

----Original Message----

**From:** Gail Bailey [mailto:gbailey@matcmadison.edu]

**Sent:** Monday, May 12, 2003 2:54 PM

To: Fonfara, Tom J.

Subject: Re: FW: Meningitis

Tell them Eddy deserved to live. The piece of paper in the packet is NOT EFFECTIVE.

Tell them I polled my college students about if they have read the college handbook and that their reply was "WHAT HANDBOOK?"

Tell them to consider the thought of a class action lawsuit from all the parents of students who have died.

Tell them to show some compassion; tell them the least the Chancellor could have done was respond to my letter.

Tell them their "education" has gotten in the way of good old common sense. And ask them about the future Eddy's; it's ok if they die?

If they want to meet at the hearings, etc. and sway the legislature, PLEASE LET ME KNOW SO I CAN BE THERE TOO to offer the side of the kids who don't have their lives to speak anymore.

Thank you, and I'm sorry I get so vocal to you, but it is how I feel. My life ended basically when Eddy's ended too.

Please don't let them win.

Gail

Gail F. Bailey **Business Instructor** MATC-Watertown 1300 West Main Street Watertown, WI 53098 920-206-8011

"The secret of education lies in respecting the pupil." Chinese Proverb

>>> "Fonfara, Tom J." <TF2@quarles.com> 05/12/03 01:40PM >>> Good Afternoon!

The kind folks from the University of Wisconsin System have asked for a meeting to discuss the legislation. Initially, they said they had some "technical" amendments they wished to offer. "Technical" generally means changes which do not affect the policy being developed, just some fine tuning. After reading their document, I don't think their suggestions are going to be "technical".

I am meeting with them on Wednesday morning

If you have any comments you'd like me to share, or any specific reactions to any of the points raised in their memo, please let me

Thank you for all your efforts!

Tom

-----Original Message----From: David Miller [mailto:dmiller@uwsa.edu] Sent: Monday, May 12, 2003 12:29 PM To: Fonfara, Tom J. Subject: Meningitis S\*P\*A\*M

Hey Tom.

Thanks for meeting with us this coming Wed.

Here is some background information on the issue that you requested before the meeting.

I look forward to working with you. David

rep.gard@legis.state.wi.us
Subject: LRB 1130/2 - Meningococcal Meningitis Bill

Gail F. Bailey 731 Glenwood Court Jefferson, WI 53549

Dear Representatives:

This is my first Mother's Day in 20 years without my son, Eddy. You see, Eddy died in November of 2002 of MENINGOCOCCEMIA, Type C, while he was a student (Junior in the College of Business) at the University of Wisconsin at Madison.

Soon LRB 1130/2 Meningococcal Meningitis Bill will be before you. I urge you to support this bill because it means that all the future "Eddy's" might just be saved. It is the least we can do for our precious children, our future generation. If only someone had done this earlier, perhaps my beautiful son would still be alive.

Eddy LOVED attending school in Madison, and he was excelling in the School of Business. He was the recipient of a Wisconsin Academic Excellence Scholarship. This scholarship paid \$2250 for tuition each year for up to four years, and he received this scholarship for finishing number one in his high school class. Just last spring, he rec'd another \$4,000 scholarship from the School of Business. He had been asked to apply for a Rhodes Scholarship this spring. His potential was something extraordinary, and this killer disease killed him, as it killed Erik Spindler at the UW River Falls the same day! Both boys were only 20 years old. This killer disease killed Kristin Marx a few weeks ago at the University of Minnesota; her parents reside in Madison.

This disease is on the rise and is NOT as rare as some healthcare professionals at the University would have us believe. It strikes the 18-24 age group. We immunize our children while they are small, we send them to our public schools, we invest in them considerably, and they should not perish as we send them off to college. My beautiful son should be here with me and my husband.

The loss is profound as you can imagine. It is my mission as a mother, as an educator, as a citizen to beg you to vote YES for LRB 1130/2. The military has used this vaccine, and the deaths in the military have DECLINED. We need to follow suit.

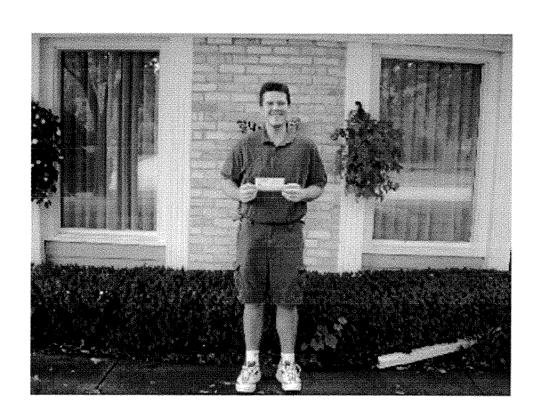
For those who equate the cost of vaccination to the lives of our young ones, they know not of what they speak, regardless of their titles. If we don't fight for our children's lives, tell me what could be more important than that—because I cannot think of any agenda more important, to protect our next generation!!!

Eddy was so full of life; he had such promise. He was kind before he was anything else. He was planning for such a bright future with us cheering at his side. This cannot happen to another young student in the UW system. Eddy can no longer speak so I will speak for him; he would want this legislation passed. He guides me from heaven.

Please Vote YES to LRB 1130/2!! I thank you from the bottom of my heart.

ps I am attaching a picture of my beautiful son, and an essay he wrote one week before his death, for a scholarship he was applying for at the School of Business. He was so beautiful.

Gail Bailey Eddy's mom



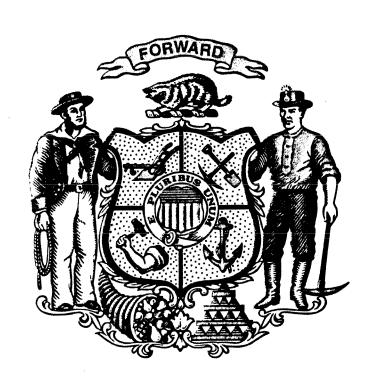


When I was seven years old, my father gave me my first ever allowance, a tremendous sum of one whole dollar. Of course I thought I was rich, but he also gave me an opportunity to double it. My dad also encouraged me to save my money, by promising to further match whatever portion I put in a new bank account. Financial matters have fascinated me ever since that day. As I have grown up, I have pursued whatever knowledge I could find that deals with money. This naturally led me to choose Finance, Investment, and Banking as my major. Since entering college, the stock market has turned into a passionate hobby of mine. I read several current financial magazines and newspapers, watch CNBC and CNNFN in my spare time, and never pass up any opportunity to get a professional perspective.

I have learned a lot about core financial issues I was not familiar with before I started my financial education. Many of these matters have helped me understand the financial world better. One of the most important concepts is the time value of money. This is such a fundamental idea that it arises almost everywhere. A lot of further concepts are spin-offs from this. I have also learned a good deal about investment criteria like net present value and internal rate of return. There is a good chance I will be using these a lot in the future. Basic and more advanced accounting methods are more notions I am now familiar with. Stock and bond valuation is another area where my knowledge has greatly increased. This is something that I have spent a lot of free time to educate myself. I plan to learn much more here as my education and real world experience grow. The history of capital markets is also an interesting section of my financial education. Learning how to present the world in economic models is something that I am learning quite extensively right now. These fundamental financial fields have just begun my learning process of the financial world, and I hope to continue it for the rest of my life.

I have possessed a very strong ability to work with numbers since childhood. I believe my high school math and statistics background has been improved quite a bit since entering college and choosing my finance major. I have learned plenty of calculus, as I am currently in my third semester. There are many mathematical techniques I would not have learned if I had taken a different track. Also, statistical tools have been a fairly intensive part of my learning. Statistical definitions, probability rules, distributions, and hypothesis testing are all subjects I learned much more about than I had previously been introduced to. However, probably the most important and intensive statistics subject has been regression analysis. My econometrics class has been almost exclusively about regression. This crucial information will no doubt appear many more times in my career. These are just a few of the mathematical and statistical procedures I have learned, and I will surely continue my education in these fields also.

Perhaps the most important lesson I have learned from my financial education has nothing to do with math or stock market theory or anything like that. A man I have a lot of respect for once told me that investing in people and ideas is the best way to invest. Exceptional people are what make this world great, and they ultimately make the economy into what it is. I believe this may be the finest lesson I have learned since that fateful day long ago when I got my first dollar.



#### Hub, Brad

From:

Paul Nelson [paul.nelson@waicuweb.org]

Sent:

Monday, May 19, 2003 9:08 AM

To:

**BRAD HUB** 

Subject:

AB 344 - ch. 146 possibilities

Importance:

High

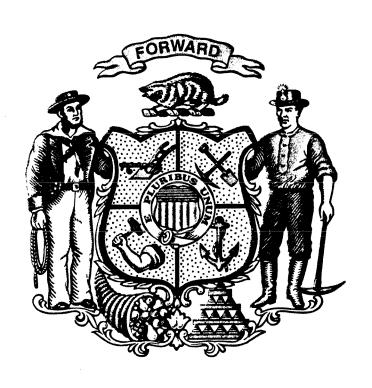


AB344 in ch 146.doc

Brad: Attached are my thoughts on how provisions in Section 2 of AB 344 as currently drafted could fit into ch. 146, "Miscellaneous Health Provisions" in DHFS.

This would address our concerns about creating an entire new subchapter in ch. 39 regulating private colleges.

Paul M. Nelson, Vice President for Public Policy Wisconsin Association of Independent Colleges and Universities (WAICU) 122 W. Washington Avenue, Suite 700 Madison WI 53703-2718 Voice 608.256.7761 Fax 608.256.7065 paul.nelson@waicuweb.org www.waicuweb.org



#### Hub, Brad

From: Robbins, Renee [rrobbins@meriter.com]

**Sent:** Monday, May 19, 2003 5:39 PM

To: rep.kreibich@legis.state.wi.us

Subject: AB-344

My name is Renee Robbins and I am hoping my story will affect whether you support the meningococcal

meningitis bill.

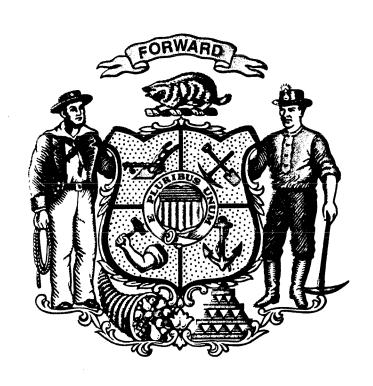
Meningitis is tragic. First and foremost, my heart aches for those parents that have lost a child. I need not look further than my own parents to know that it must be the most devastating thing that can happen to a person. I am here today in memory of my 19-year old brother, Dustin, who died of meningococcal sepsis on January 5, 2000. I can also tell you what it is like to be a college student. I graduated from the UW in 1999 and from Minnestota State University with my masters in 2001. I don't recall the number of times that I heard the word meningitis during the 6 year stint of higher education. I can tell you the number of times that I listened. One was when a UW crew member died my junior year....I remember feeling fear, but no one told us of a vaccine. The second time I heard the word meningitis was when I was in graduate school and it was the reason my brother died. My 19-year old kid brother....a strong, fun-loving kid. For those of you that have siblings....you can imagine my shock. I never thought I'd be going to his funeral, let alone before I even got done with college. The next time college told me about meningitis was when I received a letter from MSU telling us of the vaccine. I listened then, but only because of what had happened 4 weeks before. College kids get TONS of info.....all I remember caring about was whether I got into the best lab time and what time the football tailgate started on Saturday. The waiver of this bill makes college kids learn.

Our family lost a son and brother and friend. Being in the healthcare field myself, I understand the need for healthcare to be cost-effective, but we need to know that the vaccine is covered by most insurance. First, we need to answer what COST do we put a college kid's life? Second, meningitis does not always kill....the "cost" for physical/occupational therapy after amputations, hearing loss problems...what is the COST of this for the survivors of meningitis? I would give all the money in the world to have my brother back.....to see his smile or hear his voice. I have to live with the fact that a vaccine could have saved his life every single day.

My family's hope is that more people know of meningitis. This bill would not force vaccinations, but would enable each student to make a knowledgeable decision of whether to receive this vaccine. Please help prevent another family having to endure the loss of a child.

Thank you for your time and efforts,

Renee Robbins, MA Exercise Physiologist Meriter Center for Health Promotion 202 S. Park St. Madison, WI 53715 608.267.6102



H	ub.	B	rad

-	x
The state of the s	
-	

To: Members of the Colleges and University Committee

From: Maggie Brown, United Council of UW Students Legislative Affairs Director

Re: AB 208: Colleges and Universities Committee meeting on 5/20/03

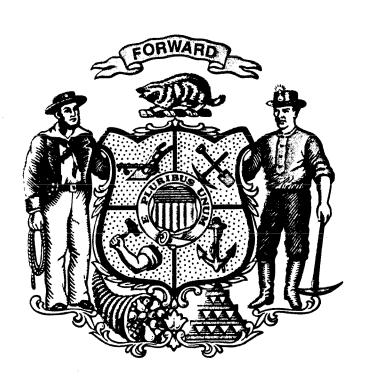
Attached you will find the United Council position paper on AB 208, which deals with appointments to the Board of Regents. Tomorrow the Colleges and Universities Committee will be voting on the bill and we encourage you to support it. I believe the proposed changes to the bill will adequately address the concerns discussed during the first meeting and will serve the state, students, and all UW stakeholders well.

Please let me know if you have any questions. Feel free to contact me via email or via phone at 3-3422!

Thanks ahead of time for your support! Maggie Brown

Maggie Brown
Legislative Affairs Director,
United Council of UW Students
122 State Street, Suite 500
Madison, WI 53703
(608) 263-3422

Fax: (608) 265-4070



### Interested Party Testimony Regarding Wisconsin Assembly Bill 344

By
Dana M. Mills, MPH
Director, Student Health Service, Marquette University

Carolyn S. Smith, MD Cōōrdinator of Medical Services, Student Health Service, Marquette University

May 20, 2003

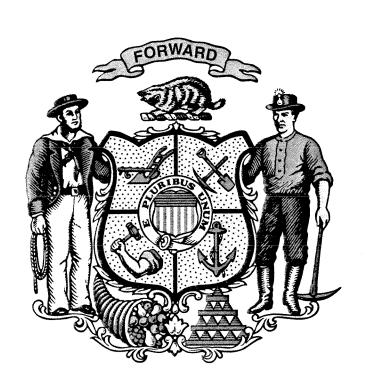
### **Assembly Committee on Colleges and Universities**

Representative Olsen, members of the Committee:

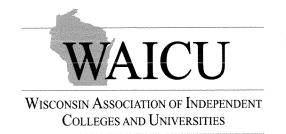
Since the legislation under consideration is targeted at college students, we are here on behalf of ourselves, as interested parties not necessarily representing the official position of Marquette University, but with experience in serving higher education students in our state. We appreciate this opportunity to provide testimony in support of Bill 344, and do have some comments to promote its passage and implementation.

- 1. In order to make this legislation more efficiently administered, any "affirmation" documentation demonstrating compliance with this proposed legislation could be electronically recorded on a secure website. We suggest that the information providing informed choice for our students and parents relative to the new law could be obtained from a State of Wisconsin Public Health website so that we are all consistent in our coverage and application of this information.
- 2. We suggest that the State of Wisconsin could negotiate reduced costs of this vaccine with the manufacturer, for the benefit of public and private colleges and universities. Further, notice to students and parents of this law should clearly state that colleges and universities are <u>not</u> responsible for paying for the cost of vaccinations should students choose to be vaccinated.
- 3. We commend the efforts of this committee and legislature to deal with Public Health issues at the state level. For the future, we suggest that you have distinct allies in this state for consideration of any legislation directed toward the health and safety of college students. There are other college health concerns (e.g., regarding general immunizations policy, access to cost-effective health insurance, and underage and binge drinking) which we might choose to address together. We would welcome your inquiry at a future date.

Thank you for your consideration on behalf of our students.



ALVERNO COLLEGE
BELOIT COLLEGE
CARDINAL STRITCH UNIVERSITY
CARROLL COLLEGE
CARTHAGE COLLEGE
CONCORDIA UNIVERSITY
EDGEWOOD COLLEGE
LAKELAND COLLEGE
LAWRENCE UNIVERSITY
MARIAN COLLEGE



MARQUETTE UNIVERSITY
MILWAUKEE INSTITUTE OF ART & DESIGN
MILWAUKEE SCHOOL OF ENGINEERING
MOUNT MARY COLLEGE
NORTHLAND COLLEGE
RIPON COLLEGE
ST. NORBERT COLLEGE
SILVER LAKE COLLEGE
VITERBO UNIVERSITY
WISCONSIN LUTHERAN COLLEGE

### TESTIMONY on 2003 Assembly Bill 344

By
Paul Nelson, Vice President for Public Policy
Wisconsin Association of Independent Colleges and Universities

#### **Assembly Committee on Colleges and Universities**

May 20, 2003

Representative Kreibich, members of the committee, my name is Paul Nelson. I am the Vice President for Public Policy with the Wisconsin Association of Independent Colleges and Universities, or WAICU, representing the 20 private colleges and universities in Wisconsin and their more than 54,000 students.

I am testifying today in favor of AB 344, the bill that would require certain college students to be vaccinated against or be informed about meningococcal disease.

Testifying with me today are Mr. Dana Mills, Director, Student Health Service, Marquette University, and Dr. Carolyn Smith, Coordinator of Clinical Services, also with the Student Health Service at Marquette. I would like to give you a brief overview about how WAICU's 20 members are taking action to inform students and their families about meningococcal disease, and how our members are helping to increase vaccination rates through voluntary vaccination programs on their campuses. Mr. Mills and Dr. Smith will then provide comments and suggestions concerning implementation of this legislation.

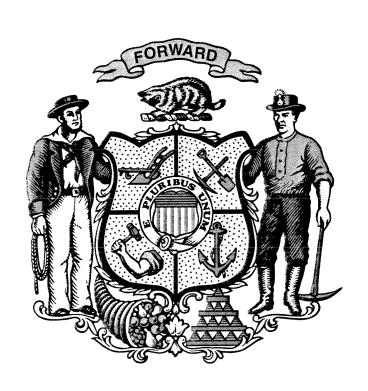
In August of 2002, our office received an inquiry from one of your colleagues in the Senate concerning private colleges' policies on meningococcal disease and the meningitis vaccine. Following that inquiry, we conducted a survey of our members, and this is what we found:

- Our campuses provide educational information to students and parents concerning meningococcal disease and the vaccine.
- About half of our members say they "recommend" or "strongly recommend" that students receive the vaccine. Our campuses are noticing increasing numbers of students who arrive on campus having received the vaccine at home.

 Most of our members offer the vaccine on campus, either through their student health centers or by arrangement with third parties, and have policies in place in the event of infections or suspected infections.

The survey we undertook prompted additional discussion among our members, including raising wider awareness about the availability of recommendations and guidance from the American College Health Association (ACHA). ACHA provided for our distribution copies of their "Vaccine Implementation Kit." These materials are designed to help colleges and universities inform their students and parents, consistent with recommendations issued by Centers for Disease Control (CDC). ACHA advises that, "[u]sing some or all components of this kit will help assure compliance with [the CDC's] recommendation." We distributed copies of these materials to more than half our campuses (others were already using the kit, or had implemented other means of communicating the information which they believed met their responsibilities to protect the health of their students).

I'd like to give Mr. Mills and Dr. Smith from Marquette an opportunity to add their perspective and then we will be available for questions.



# Wisconsin Association of Health Plans

May 20, 2003

TO:

Members of the Assembly Committee on Colleges and Universities

FROM:

Louie Schubert

Director of Governmental Affairs

RE:

Assembly Bill 344

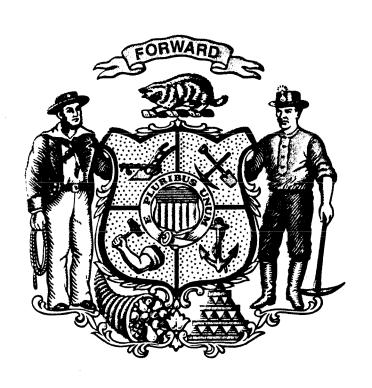
The Wisconsin Association of Health Plans opposes Assembly Bill 344 based on a recommendation by the Association's Medical Directors Committee.

According to a recent study accessible through the Centers for Disease Control (CDC) Web site [Meningococcal Disease and College Students: Recommendations of the Advisory Committee on Immunization Practices (ACIP)], "vaccination of college students (for meningococcal disease) is unlikely to be cost-effective."

The study found that <u>vaccination of freshmen who live in dormitories would cost</u> \$600,000 to \$1.8 million for every case of meningococcal disease prevented.

Further, the study pointed out that "[v]accination does not eliminate risk because a) the vaccine confers no protection against serogroup B disease (a type of meningococcal disease) and b) although the vaccine is highly effective against serogroups C, Y, W-135, and A, efficacy is <100%."

The study affirms the wisdom of providing information about meningococcal disease and available vaccines to incoming college freshmen <u>but does not recommend widespread vaccination</u>. The Association therefore supports the provisions in Assembly Bill 344 requiring colleges and universities to provide detailed information about the disease and the effectiveness of vaccines, but does not support the provisions that require proof of vaccination because <u>such a requirement is inconsistent with current CDC and ACIP recommendations</u>.



### Assembly Committee on Colleges and Universities May 20, 2003

### Testimony on AB 344 provided by Senator Dale Schultz

Mr. Chairman and members of the committee, I want to thank you for taking the time to hold a hearing on this important legislation that would help reduce the prevalence of meningococcal disease among college students.

Meningitis is a potentially fatal bacterial infection, which can easily be transmitted through air droplets and direct contact with infected persons. About 3,000 Americans a year get meningococcal meningitis, around 300 of them will die and another 450 who survive will suffer permanent disabilities including the loss of limbs, mental retardation and deafness.

Symptoms of meningitis often appear flu-like, making diagnosis difficult. This results in many young victims not being diagnosed in a timely manner, which worsens their chances for survival. I know you've heard stories of students reporting to emergency rooms with flu-like symptoms who are sent home, directed to get rest and plenty of fluids. In a few short hours, many of these students are dead, very often before their parents even knew they were sick.

Residence halls have a high concentration of people living in very close quarters making it easier to contract the disease from another. In fact, students residing in dormitories have a 7.67 times higher risk of meningococcal disease than do other college students.

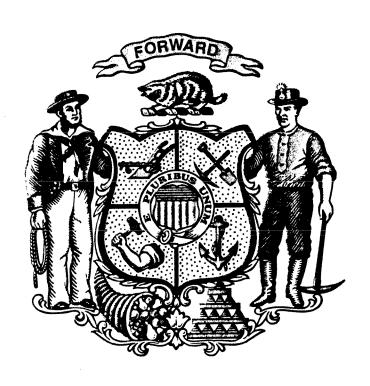
The same used to be true within the military, which has a similar living environment to a dorm. The military has been vaccinating recruits since 1971, and the rate of the disease has dropped 90%. Every year approximately 180,000 military recruits are routinely vaccinated and the incidence of disease in the military continues to be low. Why not do the same on college campuses?

This legislation would require colleges and universities to send out information on meningococcal disease and advise students about the availability of the vaccine before they report to campus. There would be ample time for parents and students to review it and make an informed decision about whether or not to be vaccinated. It would require some administrative responsibility on the part of the schools to collect a signed waiver, but they already collect health forms, emergency contacts and housing information.

We have to ask ourselves today, what is the value of even one life? One parent who loses a child to this disease because they did not know what meningococcal disease was, did not know their child had an increased risk of disease on campus, or they did not know a single shot may have prevented it.

We cannot protect our children from every danger they may face, but we have a responsibility to prevent those we can. Losing a child is a tragedy. However losing a child to a disease that may have been prevented by a single shot, but wasn't, because they didn't know, is something this committee has the power to change today.

Thank you.



.

#### Ladwig, Chris

From: Sent:

Gail Bailey [gailbailey@charter.net] Wednesday, May 21, 2003 8:47 PM Rep.Kreibich@legis.state.wi.us

To: Subject:

Thank You



#### Valedictory.doc

Gail F. Bailey 731 Glenwood Court Jefferson, WI 53549 gailbailey@charter.net 920-674-5196 Home

Dear Rep. Kreibich:

Just a short note to THANK YOU for being so brave to sponsor this bill. It means the world to me. There are naysayers, but they cannot comprehend the loss of a child I don't think.

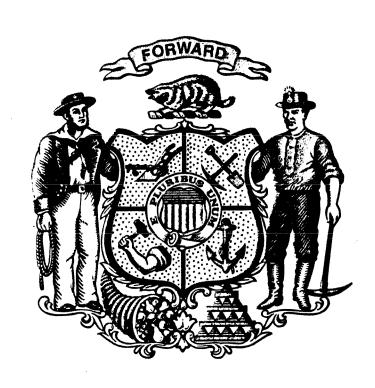
Losing my beautiful son is the absolute trial of my life. He was the sweetest boy God could have given to any mother, and I have to try to remember that.

God Bless You for doing this.

Sincerely,

Gail, Eddy's Mom

ps Here is Eddy's valedictory speech; hope you enjoy it!



#### Ladwig, Chris

From: Robbins, Renee [rrobbins@meriter.com]

Sent: Thursday, May 22, 2003 10:16 AM

To: rep.kreibich@legis.state.wi.us

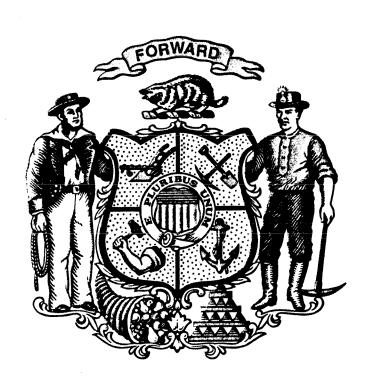
Subject: AB-344

Thank you Rep. Kreibich, for the committee allowing me to speak at the hearing. The concerns I heard from the committee were ones that my family also addressed when we heard of the legislation and pondered upon whether we would support this bill. Our research proved to us that we should not only support this bill, but do so with all of our power. It is not always easy to try to turn grief into motivation....my brother died nearly 3.5 years ago and I was shocked that I still was brought to tears on Tuesday. I think it was because I am so passionate that this bill will save lives. I think the support of the university backs my family's decision even more.

The people that elected you would be very proud that you are working on a bill that would save young people's

Thank you for your time and I would be happy to speak to at your convenience. Please let me know if there is anything else I can do. Home number: 608-850-6679

Renee Robbins, MA Exercise Physiologist Meriter Center for Health Promotion 202 S. Park St. Madison, WI 53715 608-267-6102



#### **GUEST COLUMN**

### Mandatory vaccination could save lives

By Gail Bailey

y son, Eddy, was one of two young men living in university dormitories who died last year as a result of meningococcal disease.

Due to our ignorance, Eddy hadn't received the vaccine that protects against Type C Meningococcemia, the strain he contracted. The other students, Erik Spindler of UW-River Falls, contracted Type B. He had been vaccinated, but the vaccine does not protect against this one strain.

In an article about requiring meningitis vaccinations, Craig Roberts, an epidemiologist for University Health Services, said that written information about the vaccine is sent to parents and to students. We did not see the written information. He states also that each dorm has a handbook which talks about the vaccine. Most freshmen do not read this handbook and even if they do, they would in most cases not be influenced to go get the vaccine. This method of informing is not working for students and families.

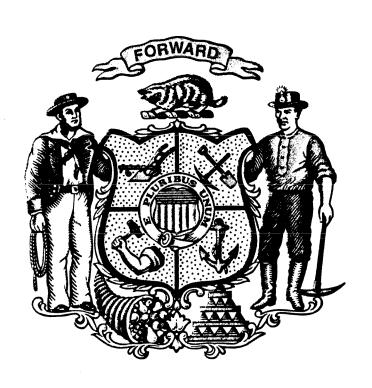
Aren't doctors supposed to try to save lives? Why is someone who is involved with students health not concerned if one or two die each year and others contract the disease? His comment "this is like changing three out of four tires on your car" is a slap in the face to parents like us who have lost our most precious gifts, our children.

Just because the Centers for Disease Control doesn't mandate it, that doesn't mean Wisconsin parents don't want to save their children's lives.

I would give my own life so my son could have his back. Unfortunately, I am not in charge, but I do strongly support this bill so that no other parents have to suffer this horrendous loss.

In addition, I know the vaccine is 80-85 percent effective because I have that information from the vaccine maker; Roberts stated on television that it is only 60 percent effective. Continually minimizing the loss of our loved ones adds to our sorrow.

Bailey, of Jefferson, is the mother of Eddy Bailey, who died Nov. 12.



# Interested Party Testimony Regarding Wisconsin Assembly Bill Requiring Certain College Students to be Vaccinated Against or Be Informed about Meningococcal Disease

May 23, 2003

### Dana M. Mills, MPH Director, Student Health Service, Marquette University

## Carolyn S. Smith, MD, MS Coordinator of Medical Services, Student Health Service, Marquette University

Mr. Chairman, committee members: We appreciated the opportunity to provide testimony on AB 344. In response to questions raised at the hearing, we felt it necessary to submit further points of clarification.

There is no doubt that meningococcal meningitis is a serious illness and that it can have tragic consequences. There is precedence for statewide action across the nation. In fact about half of the states have either passed legislation or are working toward that goal. The question is, what is the basis for our actions?

We believe that the basis for action on meningococcal meningitis (or any other diseases for that matter) at the state or any other level should include (1):

- 1. Consideration of the potential for the disease to occur;
- 2. The efficacy of vaccination;
- 3. Consideration for the exercise of public health principles and practices;
- 4. Economic considerations; and
- 5. Involvement of key stake holders (colleges and universities).

### **Epidemiology of the Disease**

Meningococcal disease is a rare but potentially life threatening bacterial infection that requires immediate treatment. In young adults it is primarily caused by *Neisseria meningitides*, a bacterium with five serogroups (A, C, Y, W135 and B), subgroups of the bacteria. In the United States it occurs at a rate of 0.8-1.5 cases per 100,000 population or 2500-3000 cases per year. Approximately 10-15% of the cases are fatal. Of the yearly cases of meningococcal disease, approximately 100 cases occur on college or university campuses, of which 30 cases occur in freshman dormitory residents. In the U.S. for

which serogroup information is available, 30-35% of the cases are due to serogroup B with the remainder of cases attributable to serogroups A, C, Y and W135.

In Wisconsin, there were 51 total cases of Meningococcal disease in 2001. Unfortunately this number does not stratify by age and serogroup. Furthermore, the actual number of deaths is not known but can be estimated to be 5-7.

Individuals who develop the disease acquire the meningococcus bacteria by transmission from oral or respiratory secretions of a person who carries the bacteria in his or her nose, mouth, or throat. In the wintertime up to 25% of the population can be colonized with these bacteria in the nose and throat and be symptom free. The risk of contracting meningococcal disease is affected by many factors including crowded living situations, sharing of utensils/drinks/cigarettes, concurrent respiratory infections (e.g. Influenza) and factors which suppress immune function such as fatigue, smoking and binge drinking.

While no infectious disease that affects young adults has a comparable fatality rate to meningococcal disease, there are a number of issues that are of equal importance in the care of young adults, such as alcohol use, accident prevention and prevention of sexually transmitted diseases.

For comparative purposes, motor vehicle accidents account for 30% of all deaths each year in persons 14-24 years old. This, along with unintentional injuries, homicides and suicides are the leading causes of death in adolescents. Each of these is associated with alcohol or other drug intoxication in about half of the cases.

STD's are a particular problem in adolescents in young adults. Men and women under 25 account for two thirds of all cases of chlamydia and gonorrhea, and men and women under 35 account for two thirds of newly reported HIV infections. The association of STD's with pelvic inflammatory disease (a major cause of infertility), ectopic pregnancy, chronic pelvic pain and the uniformly fatal outcomes from HIV infection make this an important public health issue.

## Meningococcal Vaccine

There is one meningococcal vaccine (Brand name Menomune) currently licensed in the U.S. (marketed by Aventis Pasteur, Inc.). This vaccine has been found to be safe with few side effects. Immunity that results from vaccine administration has been found to be specific to each serogroup. Clinical efficacy of 85-90% has been shown against serogroups A and C and high levels of antibodies to Y and W135 are reached after vaccination. Unfortunately, the currently licensed vaccine offers no protection against serogroup B. Vaccine protection lasts 2-3 years. Little information is known about the effects of revaccination. There is some evidence that booster doses of this vaccine may not protect as well as the initial dose. Menomune is only available in 10-dose vials and may not be widely available in private physicians' offices.

# **Public Health Principles and Practices**

The Public Health course of action with regard to meningococcal disease is recognized and represented by the Advisory Committee on Immunization Practices (an affiliate of The Centers for Disease Control and Prevention).

Per the Advisory Committee on Immunization Practices; <sup>2</sup>

"Providers of medical care to incoming and current college freshmen, particularly those who plan to or already live in dormitories and residence halls, should, during routine medical care, inform these students and their parents about meningococcal disease and the benefits of vaccination."

The committee further states:

"College freshmen who want to reduce their risk for meningococcal disease should either be administered vaccine (by a doctor's office or student health service) or directed to a site where vaccine is available."

"Colleges should inform incoming and/or current freshmen, particularly those who plan to live or already live in dormitories or residence halls, about meningococcal disease and the availability of a safe and effective vaccine."

The American College Health Association supports this recommendation. Although perhaps inconsistent, as a result, colleges and universities around the state have been informing incoming students about meningococcal disease and provide access to the vaccine for those who wish to reduce their risk. Recognize, however that immunization of college students with the currently available vaccine will not substantially decrease the overall burden of meningococcal disease in the U.S. Reasons for this include the low risk for the disease and actual case count, the lack of protection of the vaccine against subgroup B, and the rapid decline in immunity over 2-3 years. <sup>2</sup>

Public Health strategies involving meningococcal vaccination programs to control disease need to address age groups at risk of disease, the need for protection against specific serogroups and long lasting immunity.<sup>3</sup>

### **Economics**

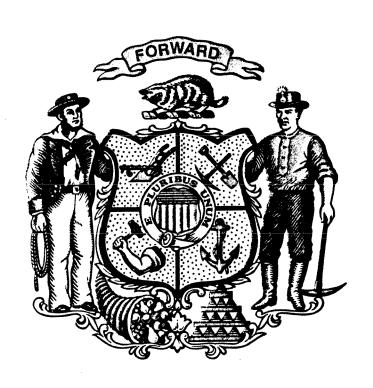
At present the cost of individual vaccination is high. The list price for the vaccine is \$56 per dose. Taking into account administrative costs this equates to an individual cost of \$75 to \$90 or higher to get vaccinated. While insurance companies may cover this cost, not all do. Additionally, many Student Health Services require payment at time of service, as they do not have the capability to do third party billing. The individual is then responsible for submitting their receipt for insurance reimbursement.

Economic analyses have found that mandatory vaccination programs would not be cost effective. The Advisory Committee on Immunization Practices reported that vaccinating all college freshmen would cost from \$1.4 million to \$2.9 million per meningococcal disease case averted and \$22 million to \$48 million per meningococcal death prevented. Other studies have reported that if only freshmen living in residence halls were vaccinated, it would cost in the range from \$0.6 million to \$1.9 million per case prevented and \$7million to \$29 million per death prevented.

Voluntary recommendations for vaccination and educational strategies about ways to prevent transmission and the use of prompt, appropriate chemoprophylaxis for close contacts of cases is more cost-effective. And, this approach of consumer education might achieve a more equitable impact and foster more positive action by those concerned about their risks.

#### References

- 1. Bruce MG, Rosenstein NE, Capparella JM et al. Risk factors for meningococcal disease in college students. *The Journal of the American Medical Association* 2001; 286:688-693.
- 2. Centers for Disease Control. Prevention and control of meningococcal disease and college students. *Morbidity and Mortality Weekly Report* 2000; 49:1-20.
- 3. Rosenstein NE, Perkins BA, Stephens DS et al. The changing epidemiology of meningococcal disease in the United States 1992-1996. *The Journal of Infectious Diseases* 1999; 180:1894-1901.
- 4. Scott RD, Meltzer MI, Erickson LJ et al. Vaccinating first-year college students living in dormitories for meningococcal disease: An economic analysis. *American Journal of Preventive Medicine* 2002; 2:98-105.



From:

Matthias, Mary

Sent:

Monday, June 02, 2003 12:50 PM

To: Subject:

Hub, Brad Drug convictions

I feel quite confident that the only crime that makes a person ineligible for federal financial aid is a drug conviction. Here is the FAFSA website statement on eligibility requirements:

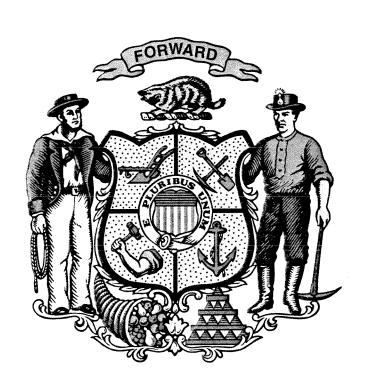
# **Student Eligibility**

The Department of Education uses the information provided on your FAFSA to determine your eligibility for aid from the Federal Student Aid (FSA) programs. Many states and schools also use the FAFSA to award aid from their programs. Some states and schools may require you to fill out additional forms. Some of the requirements to receive aid from FSA programs are that you must:

- Be a citizen or eligible noncitizen of the United States with a valid Social Security Number;
- Have a high school diploma or a General Education Development (GED) certificate or pass an approved "ability to benefit" test;
- Enroll in an eligible program as a regular student seeking a degree or certificate;
- Register (or have registered) for <u>Selective Service <a href="http://www.sss.gov">http://www.sss.gov">http://www.sss.gov</a>, if you are a male between the ages of 18-25; and</u>
- Have a result of Eligible or Partially Eligible on the Drug Conviction question (Question 35).

Note: answering 'No' to this question (having been convicted of possessing or selling illegal drugs) does not mean your status will never change in the case of subsequent convictions. If your status changes, please notify the financial aid administrator at your school.

Mary Matthias Senior Staff Attorney Legislative Council Staff ph.(608)266-0932;fax (608)266-3830 mary.matthias@legis.state.wi.us



From: Sent: To: Fonfara, Tom J. [TF2@quarles.com] Monday, June 02, 2003 3:44 PM mark.pocan@legis.state.wi.us

Subject:

Questions on the Meningitis Legislation

#### Rep. Pocan!

Thank you for your time discussing AB-344 today. I appreciate your interest and am happy to provide the following responses to your questions from earlier today.

On a separate note, my client asked me to share with you some of the other positive things they are doing:

\*They donated 85 million doses of small pox vaccine to the federal government.

\*They delivered a huge supply of tetnus vaccine to New York immediately after 9/11 for the injured and the relief workers. This had to be delivered in refridgerated trucks to keep the vaccine safe.

\*They donated a cell line to the federal government to help them with the SARS research.

#### On to your questions!

1. Is there a difference in the vaccine in Canada?

There is no difference in our vaccine in Canada.

2. What is the vaccine called in Canada, and what is it called in the US? Menomune is the trade name for both

3. What states have passed this legislation?
20 states have signed bills into law

4. What states have had similar bills introduced?

introduced and pending in 6 others

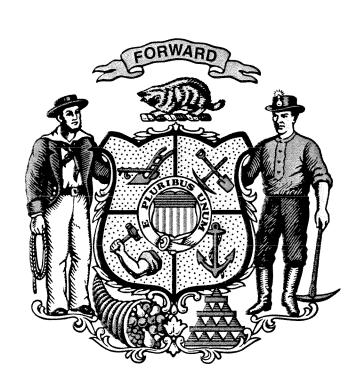
> 5. Is it true that ALEC rejected this as "model legislation"? We are not aware that this has ever been proposed to ALEC

6. Annual # of vaccinations sold annually?

800,000 included in that number is roughly 80,000 to colleges. Number does not include outbreak and military which vary widely.

Thanks again for your consideration of this legislation! Please contact me if you have other questions or any concerns.

Tom Fonfara Quarles & Brady LLP 283-2623



From: Sent: David Miller [dmiller@uwsa.edu] Monday, June 09, 2003 9:52 AM

To:

Brad.Hub@legis.state.wi.us; Mike.Mikalsen@legis.state.wi.us

Subject:

Re: Student deaths



#### Card for David Miller

Good morning. More information came in:

I heard from Superior and Stout this morning (Monday). Superior reports 0 student deaths in the past year. Stout reports 2 student deaths, neither of which was meningitis-related.

#### David Miller wrote:

```
> Gentlemen:
> In response to your request, I have polled UW System institutions to ask
> how many students have died in the past academic year
> (Summer-Fall-Spring), and, of these, how many were related to
> meningitis.
> I have received responses from all but two institutions at this time.
> The responses indicate that 30 matriculated students died in the past
> year. Two of these deaths were meningitis-related.
> These numbers are inclusive of all students whether or not the student
> died on campus. We have about 160,000 students. I have not checked the
> DHFS website to compare these numbers to the general population for
> student age groups.
> It is difficult to get a 100% response from all institutions on such
> short notice. However, I will let you know if I receive further
> information on Monday.
> Thanks, David
```

From:

David Miller [dmiller@uwsa.edu]

Sent:

Friday, June 06, 2003 3:51 PM

To:

Brad.Hub@legis.state.wi.us; Mike.Mikalsen@legis.state.wi.us

Subject:

Student deaths



Card for David Miller

Gentlemen:

In response to your request, I have polled UW System institutions to ask how many students have died in the past academic year (Summer-Fall-Spring), and, of these, how many were related to meningitis.

I have received responses from all but two institutions at this time. The responses indicate that 30 matriculated students died in the past year. Two of these deaths were meningitis-related.

These numbers are inclusive of all students whether or not the student died on campus. We have about 160,000 students. I have not checked the DHFS website to compare these numbers to the general population for student age groups.

It is difficult to get a 100% response from all institutions on such short notice. However, I will let you know if I receive further information on Monday.

Thanks, David

From: Sent: David Miller [dmiller@uwsa.edu] Friday, June 06, 2003 11:03 AM Brad.Hub@legis.state.wi.us

To: Subject:

Coviction records



#### Card for David Miller

 $\,$  Brad, just to provide an official your question on the phone yesterday...

We do not ask about arrest or conviction record on the admissions application. In fact, there is an equal opportunity statement that includes that protection regardless of arrest or conviction record among many other factors.

Thanks, David

From:

Matthias, Mary

Sent: To: Thursday, June 05, 2003 4:29 PM

Cc:

Hub, Brad Dyke, Don

Subject:

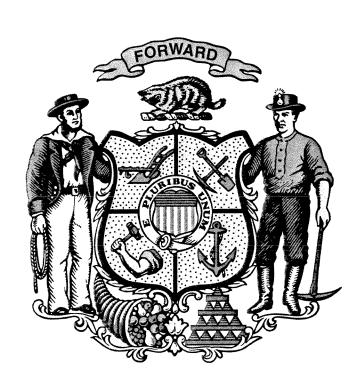
Assembly Rule 17m

#### Brad-

I spoke with Don Dyke regarding your question on holding an executive session of the Assembly Committee on Colleges and Universities to reconsider the Committee's action on 2003 AB 344. The Committee held an executive session on that bill on June 3, 2003, at which time ity voted to recommend passage of the bill. You asked whether it would be permissible, under Assembly Rules 11(a) and 17m, to hold another exec on the bill to reconsider the Committee's action; specifically to consider an amendment to the bill that was not before the Committee at the June 3 exec. Don and I agreed that under Assembly Rules 11(a) and 17m, the Committee does have authority to hold an executive session on the bill on Wednesday, June 11, 2003. At that executive session, a motion to reconsider would be in order, and if the motion prevails, the Committee may vote on the bill and amendments to the bill.

Please contact me if you have any further questions on this matter.

Mary Matthias Senior Staff Attorney Legislative Council Staff ph.(608)266-0932;fax (608)266-3830 mary.matthias@legis.state.wi.us



From: Jim Frogue [Jfrogue@alec.org]

Sent: Wednesday, June 11, 2003 9:35 AM

To: 'Hub, Brad'

Subject: RE: Meningococcal disease

ALEC has not addressed this issue

----Original Message----

From: Hub, Brad [mailto:Brad.Hub@legis.state.wi.us]

Sent: Tuesday, June 10, 2003 10:12 AM

To: jfrogue@alec.org

Subject: RE: Meningococcal disease

- > ----Original Message----
- > From: Hub, Brad
- > Sent: Thursday, June 05, 2003 3:52 PM
- > To: 'jfrogue@alec.org'
- > Subject: Meningococcal disease
- > Hello Jim,
- > Thanks for calling, as per our conversation, I am looking for any action that ALEC has taken on vaccination for Meningococcal disease in university dorms.
- > Thanks,
- > Brad Hub
- > Rep. Rob Kreibich Office